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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

MAXIMILIAN KLEIN, et al.,  
  
Plaintiffs,  
  
v.  
  
META PLATFORMS, INC.,  
  
Defendant.

Case No. 20-cv-08570-JD  
  
Hon. James Donato

**DECLARATION OF BRIAN J. DUNNE  
IN SUPPORT OF ADVERTISER  
PLAINTIFFS' ADMINISTRATIVE  
MOTION TO CONSIDER WHETHER  
CLEVELAND RESEARCH COMPANY,  
LLC'S MATERIAL SHOULD BE SEALED**

1 I, Brian J. Dunne, declare and state as follows:

2 1. I am an attorney licensed in the State of California and admitted to the United States  
3 District Court for the Northern District of California. I am a partner at Bathaee Dunne LLP, counsel for  
4 the Advertiser Plaintiffs in the above-captioned matter. I have personal knowledge of the facts set forth  
5 herein and, if called as a witness, could and would testify competently to them.

6 2. This declaration is made in support of Advertiser Plaintiffs' Administrative Motion to  
7 Consider Whether Cleveland Research Company, LLC's Material Should Be Sealed, filed in  
8 connection with the concurrently filed discovery dispute letter.

9 3. Certain documents and information referenced in the discovery dispute letter have been  
10 designated by nonparty Cleveland Research Company, LLC ("CRC") as "Confidential" or "Highly  
11 Confidential" under the Stipulated Protective Order (Dkt. No. 314).

12 4. Portions of the discovery dispute letter referencing or reflecting the contents of the  
13 documents and information designated by CRC as "Confidential" or "Highly Confidential" have been  
14 redacted from the publicly filed version of the letter. *See* Civil L.R. 79-5(e)(1).

15 5. An unredacted version of the discovery dispute letter with these references highlighted  
16 in green is filed herewith. *See* Civil L.R. 79-5(e)(2), (f)(1).

17 6. The discovery dispute letter also contains information designated as "Confidential" or  
18 "Highly Confidential" by Defendant Meta Platforms, Inc. and nonparty Netflix, Inc. This information  
19 has also been redacted from the publicly-filed letter, and has been highlighted in yellow (for Meta) and  
20 red (for Netflix) in the unredacted letter filed with this motion.

21 7. Advertiser Plaintiffs' request in this motion is limited to documents and information  
22 produced by CRC marked Confidential or Highly Confidential, or information directly reflecting  
23 documents and information produced by CRC marked Confidential or Highly Confidential. This request  
24 is thus narrowly tailored to seek sealing only of potentially sealable material.

25 8. The potential sealing of information designated as "Confidential" or "Highly  
26 Confidential" by Meta Platforms, Inc., and Netflix, Inc., in the discovery dispute letter is subject to  
27 separate Administrative Motions to Consider Whether s Another Party's Material Should be Sealed.  
28

1 I declare under penalty of perjury that the foregoing is true and correct.

2 Executed on April 17, 2023, in Austin, Texas.

3 /s/ Brian J. Dunne  
4 Brian J. Dunne

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